

**People v MATTHEW COLE**

Motion No: CR-23-0703 CR-23-0706

Slip Opinion No: 2026 NY Slip Op 68714(U)

Decided on May 21, 2026

Appellate Division, Third Department, Motion Decision

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State of New York  
Supreme Court, Appellate Division  
Third Judicial Department

Decided and Entered: May 21, 2026

CR-23-0703  
CR-23-0706

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THE PEOPLE OF THE STATE OF  
NEW YORK,

Respondent,

v

MATTHEW COLE,

Appellant.

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DECISION AND ORDER  
ON MOTION

Motion for reargument or, in the alternative, for writ of error coram nobis to vacate memorandum and order of this Court in *People v Cole* (244 AD3d 1388 [3d Dept 2025], *lv denied* 45 NY3d 944 [2026]).

Motion to strike opposition papers.

Upon the papers filed in support of the motions and the papers filed in opposition thereto, it is

ORDERED that the motions are denied.

Aarons, J.P., Reynolds Fitzgerald, Ceresia, Fisher and McShan, JJ., concur.

ENTER:



Robert D. Mayberger  
Clerk of the Court